

§ 52.1602

this same procedure shall apply to any State permit applied for that would authorize a relaxation in the sulfur-in-coal limitation at any such facility, as defined above in this paragraph, having already been granted a permit to convert to coal.

(c) The U.S. Gypsum Co. in Clark, New Jersey is permitted to burn fuel oil with a sulfur content of 2.0 percent, by weight, at either Boiler #1, #2 or #3 until March 31, 1985 or until Boiler #4 is ready to burn coal, whichever occurs first. Such oil burning must conform with New Jersey requirements and conditions as set forth in applicable regulations and administrative orders.

[39 FR 1439, Jan. 9, 1974, as amended at 44 FR 31979, June 4, 1979; 44 FR 38471, July 2, 1979; 49 FR 30179, July 27, 1984]

§ 52.1602 [Reserved]

§ 52.1603 Significant deterioration of air quality.

(a) The requirements of sections 160 through 165 of the Clean Air Act are not met, since the plan does not include approvable procedures for preventing the significant deterioration of air quality.

(b) Regulations for preventing significant deterioration of air quality. The provisions of § 52.21(b) through (w) are hereby incorporated and made a

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part of the applicable state plan for the State of New Jersey.

[43 FR 26410, June 19, 1978, as amended at 45 FR 52741, Aug. 7, 1980]

§ 52.1604 Control strategy and regulations: Total suspended particulates.

(a) Any variance issued by the Department under N.J.A.C. Title 7, Chapter 27, section 6.5, subsections (a), (b), or (c) shall not exempt any person from the requirements otherwise imposed by N.J.A.C. 7:27–6.1 *et seq.*; *Provided* that the Administrator may approve such variance as a plan revision when the provisions of this part, section 110(a)(3)(A) of the Act, and 40 CFR, part 51 (relating to approval of and revisions to State implementation plans) have been satisfied with respect to such variance.

(b) Particulates emissions from units 1 and 2 of the Atlantic City Electric Company's B.L. England Generating Station are limited to an emission rate of 0.5 lbs/million BTU until March 31, 1982 and June 1, 1982, respectively. The opacity associated with such emissions from these units during this period shall not exceed 40 percent. On and after March 31, 1982 for unit 1, and June 1, 1982 for unit 2, these units shall be limited to an emission rate of 0.1 lbs/million BTU, and the associated opacity shall not exceed 20 percent.

[44 FR 5427, Jan. 26, 1979 and 46 FR 26305, May 12, 1981]

§ 52.1605 EPA-approved New Jersey regulations.

State regulation	State effective date	EPA approved date	Comments
Title 7, Chapter 26			
Subchapter 2A, "Additional, Specific Disposal Regulations for Sanitary Landfills."	June 1, 1987	June 29, 1990, 55 FR 26689	
Title 7, Chapter 27			
Subchapter 1, "General Provisions"	May 1, 1956	June 29, 1990, 55 FR 26689	
Subchapter 2, "Control and Prohibition of Open Burning"	June 8, 1981	Sept. 30, 1981, 46 FR 47779	
Subchapter 3, "Control and Prohibition of Smoke from Combustion of Fuel"	Oct. 12, 1977	Jan. 27, 1984, 49 FR 3465	
Subchapter 4, "Control and Prohibition of Particles from Combustion of Fuel"	Oct. 12, 1977do	
Subchapter 5, "Prohibition of Air Pollution"	Oct. 12, 1977do	
Subchapter 6, "Control and Prohibition of Particles From Manufacturing Processes" (except section 6.5).	May 23, 1977	Jan. 26, 1979, 44 FR 5427	Section 6.5, "Variances," is not approved (40 CFR 52.1570(c)(20) and 52.1604(a)). Any State-issued variances must be formally incorporated as SIP revisions if EPA is to be bound to their provisions (40 CFR 52.1604(a)).
Subchapter 7, "Sulfur"	Mar. 1, 1967	May 31, 1972, 37 FR 10880	
Subchapter 8, "Permits and Certificates, Hearings, and Confidentiality"	Apr. 5, 1985	Nov. 25, 1986, 51 FR 42573	
Section 8.11	Mar. 2, 1992	Apr. 15, 1994, 59 FR 17935	
Sections 8.1 and 8.2	June 20, 1994	August 7, 1997, 62 FR 42414	
Subchapter 9, "Sulfur in Fuels"	Feb. 4, 1983	July 8, 1983, 48 FR 31400	Sulfur dioxide "bubble" permits issued by the State pursuant to § 9.2 and not waived under the provisions of § 9.4 become applicable parts of the SIP only after receiving EPA approval as a SIP revision. "Clean conversion incentive" permits issued pursuant to § 9.5 must receive EPA approval as a SIP revision to become applicable parts of the SIP.
Subchapter 10, "Sulfur in Solid Fuels"	July 14, 1981	Nov. 3, 1981, 46 FR 54542	Notification of "large zone 3 coal conversions" must be provided to EPA (40 CFR 52.1601(b)).
Subchapter 11, "Incinerators"	Aug. 15, 1968	May 31, 1972, 37 FR 10880	
Subchapter 12, "Prevention and Control of Air Pollution Emergencies"	Mar. 27, 1972do	
Subchapter 13, "Ambient Air Quality Standards"	June 25, 1985	Nov. 25, 1986, 51 FR 42573	
Subchapter 14, "Control and Prohibition of Air Pollution From Diesel-Powered Motor Vehicles"	July 1, 1985	June 13, 1986	
Subchapter 15, "Control and Prohibition of Air Pollution From Light-Duty Gasoline-Fueled Motor Vehicles"	Jan. 21, 1985	Sept. 17, 1992, 57 FR 42893	Variances adopted by the State pursuant to § 15.8 become applicable only if approved by EPA as SIP revisions.
Subchapter 16, "Control and Prohibition of Air Pollution by Volatile Organic Compounds"	July 17, 1995	August 7, 1997, 62 FR 42414	Earlier versions of Subchapter 16 remain part of the SIP only to the extent of determining compliance dates which have since passed.
Subchapter 17, "Control and Prohibition of Air Pollution by Toxic Substances"	June 20, 1994	August 7, 1997, 62 FR 42414	Subchapter 17 is included in the SIP only as it relates to the control of perchloroethylene.

State regulation	State effective date	EPA approved date	Comments
Subchapter 18, "Control and Prohibition of Air Pollution from New or Altered Sources Affecting Ambient Air Quality (Emission Offset Rules)".	Mar. 15, 1993	July 25, 1996	See July 25, 1996, for items not included in this limited approval.
Subchapter 19, "Control and Prohibition of Air Pollution from Oxides of Nitrogen."	Apr. 17, 1995	Mar. 29, 1999, 64 FR 14834	
Subchapter 21, "Emission Statements."	Mar. 15, 1993	Aug. 4, 1994, 59 FR 39689.	
Subchapter 23, "Prevention of Air Pollution from Architectural Coatings and Consumer Products".	June 20, 1994	August 7, 1997, 62 FR 42414.	
Subchapter 24, "Control and Prohibition of Volatile Organic Compounds from Consumer and Commercial Products."	Nov. 6, 1995	May 2, 1997, 62 FR 24036	
Subchapter 25, "Control and Prohibition of Air Pollution by Vehicular Fuels."	August 17, 1998	November 22, 1999 and Federal Register.	Provides that for the duration of New Jersey's participation in National Low Emission Vehicle (LEV), manufacturers may comply with National LEV or equally stringent mandatory federal standards in lieu of compliance with the California LEV program adopted pursuant to section 177. The regulations accept National LEV as a compliance alternative for requirements applicable to passenger cars, light light-duty trucks, and light-duty trucks designed to operate on gasoline.
Subchapter 26, "Ozone Transport Commission—Low Emission Vehicles Program".	March 1, 1999	Nov. 3, 1999	
Title 7, Chapter 27B			
Subchapter 3, "Air Test Method 3: Sampling and Analytic Procedures for the Determination of Volatile Organic Compounds from Source Operations".	June 20, 1994	August 7, 1997, 62 FR 42414.	
Subchapter 4, "Air Test Method 4, Testing Procedures for Motor Vehicles."	July 1, 1985	June 13, 1986	
Title 13, Chapter 20:			Only Sections 1, 2, 3 and 4 of Subchapter 4 are approved.
Subchapter 28, "Enforcement Service Inspection of New Passenger Vehicles and New Motorcycles".	Jan. 21, 1985	September 17, 1992, 57 FR 42893.	
Title 16, Chapter 53	Sept. 26, 1983	June 13, 1986	
"Autobus Specifications"			Only Sections 3.23, 3.24, 3.27, 6.15, 6.21, 6.30, 7.14, 7.17, 7.23, 8.15, 8.22, 8.25 are approved.

[46 FR 57677, Nov. 25, 1981, and 46 FR 61266, Dec. 16, 1981, as amended at 48 FR 31400, July 8, 1983; 48 FR 51480, Nov. 9, 1983; 49 FR 3465, Jan. 27, 1984; 51 FR 21549, June 13, 1986; 51 FR 23418, June 27, 1986; 51 FR 42573, Nov. 25, 1986; 54 FR 25582, June 16, 1989; 55 FR 26689, June 29, 1990; 56 FR 50518, Oct. 7, 1991; 57 FR 42893, Sept. 17, 1992; 57 FR 53441, Nov. 10, 1992; 58 FR 29977, May 25, 1993; 59 FR 17935, Apr. 15, 1994; 59 FR 39689, Aug. 4, 1994; 60 FR 32276, June 21, 1995; 61 FR 5302, Feb. 12, 1996; 61 FR 38594, July 25, 1996; 62 FR 3805, Jan. 27, 1997; 62 FR 24036, May 2, 1997; 62 FR 26854, May 15, 1997; 62 FR 42414, Aug. 7, 1997; 63 FR 62954, Nov. 10, 1998; 64 FR 14834, Mar. 29, 1999; 64 FR 59642, Nov. 3, 1999; 64 FR 63692, Nov. 22, 1999]
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